

Serial number: 10/574,826

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Levine et al. Attorney Docket: 33331-006
Serial Number: 10/574,826 Filing Date: April 6, 2006
Title: Antiviral proteins with improved properties and methods therefor

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Petition under 37 C.F.R. §1.181(a) to Withdraw Holding of Abandonment

1. Applicants respectfully petition under 37 C.F.R. §1.181(a) to withdraw a holding of abandonment in the above case, as abandonment was due to an error on the part of the U.S. Patent and Trademark Office for misplacing a timely filed Response to a Notification of Missing Requirements, as shown by facts described below and papers attached hereto.
2. In response to the Notification dated January 21, 2008, Applicants submitted a Response on March 10, 2008, i.e., within two months, including an executed Combined Declaration and Power of Attorney for the inventors, a copy of the Notification, check number 38573 in amount of \$65.00, a return postcard, and a copy of a Statement in support of computer readable form submission, showing Applicants' bona fide efforts to advance the application. A copy of papers submitted March 10, 2008 is attached hereto as Appendix A. Applicant's response was correctly addressed as indicated on Form PCT/DO/EO/905 (317 Formalities Notice).
3. The return postcard stamped "IAP07Rec'd PCT 10 Mar 2008" was received by Applicants, and a copy is attached hereto as Appendix B. A copy of the check showing that it was cashed by the Patent and Trademark Office and cleared on March 17, 2008, is attached hereto as Appendix C.
4. Applicants believe that no fee is due with this petition, however the Commissioner is hereby authorized to charge a fee to Deposit Account No. 503344, Ref. No. 33331-006. Applicants acknowledge with appreciation helpful telephone conferences with Examiner Richard Ross at the PCT Help Desk and Ms. Donna S. Greene of September 28, 2008.

Respectfully submitted,



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